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TO THE UNITED STATES PATENT OFFICE**

**OFFICIAL**

Applicants Docket Number:  
DEAV2001/0002 US NP

Applicants:  
MULLER, et al.

Serial No.  
10/067,449

Filing Date:  
February 5, 2002

Title of Invention:  
**SACCHAROMYCES CEREVISIAE YEAST STRAIN WITH FUNCTIONAL EXPRESSION OF A GLUT  
TRANSPORTER**

**CERTIFICATE OF TRANSMISSION**

I hereby certify that this correspondence is being transmitted via  
facsimile to the Commissioner for Patents, P.O. Box 1450, Alexandria,  
VA 22313-1450, Gerald G. Leffers, Jr., at 703-872-9306, on

Date of Deposit May 3, 2004

Printed Name of Person Signing Certificate Jonas Pierre, Sr.

Signature

Total Number of Pages Sent: 2

Attorney: F. Aaron Dubberley

Reg. No. 41,001

Group Art Unit: 1636

Examiner: LEFFERS, Jr., Gerald G.

TO: Mail Stop Patent Application  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

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| <input type="checkbox"/> Charge deposit account, in duplicate  | <input type="checkbox"/> Petition under 37 CFR _____   |
| <input type="checkbox"/> Extension of Time Petition            | <input checked="" type="checkbox"/> Other <u>Response to Restriction</u><br><u>Requirement</u> |
| <input type="checkbox"/> Issue Fee Transmittal & Advance Order | <input type="checkbox"/> Other _____   |
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Aventis Pharmaceuticals Inc., Route 202-206, P.O. Box 6800, Bridgewater, New Jersey 08807, U.S.A. www.aventis.com  
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AVENTIS US PAT DEPT

NO. 2367

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**MAY 03 2004**

In re Application of  
**MULLER, et al.**

Examiner: **LEFFERS, Jr., Gerald G.**

Art Unit: **1636**

Application No.: **10/067, 449**

Filed: **February 5, 2002**

Title: **SACCHAROMYCES CEREVISIAE  
YEAST STRAIN WITH FUNCTIONAL  
EXPRESSION OF A GLUT  
TRANSPORTER**

**TELEFAX CERTIFICATE**

I hereby certify that this correspondence is being  
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Patents, Alexandria, VA 22313, on

**May 3, 2004**  
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**James H. Moore, Sr.**  
Signature

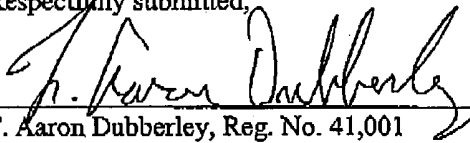
**RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop Patent Application  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed April 2, 2004, requiring restriction of the claims, Applicants elect Group I, drawn to "...yeast strains which can no longer grow on substrates with hexoses as the sole carbon source and whose ability of growing on a hexose substrate can be restored when a GLUT4 gene is expressed in the strain... and methods of making such strains", see page 2 of the Office Action. Applicants note that in addition to claims 1-10, which the Office Action identifies as belonging to Group I, claims 18 and 19 also belong to this group. Accordingly Applicants elect prosecution of claims 1-10, 18 and 19. The Commissioner is authorized to charge any additional fees or credit any overpayment necessitated by this response to Deposit Account No. 18-1982.

Respectfully submitted,

  
F. Aaron Dubberley, Reg. No. 41,001  
Attorney/Agent for Applicant

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